

RECEIVED
CENTRAL FAX CENTER

NOV 03 2005

**OGILVY
RENAULT****Facsimile**

Our File: 9-13528-128US KD/bd

Confidentiality Message

This communication sent by facsimile is confidential, may be privileged and is intended for the exclusive use of the addressee. Any other person is strictly prohibited from disclosing, distributing or reproducing it. If the addressee cannot be reached or is unknown to you, please inform us immediately by telephone (613) 230-6072 at our expense and delete this message and all copies. Thank you.

Number of pages including cover letter: 15
Date: November 3, 2005
From: Kent Daniels
Telephone: (613) 780-8673
E-mail: kdaniels@ogilvyrenault.com

To	Company	City	Fax
ART UNIT 2152 Examiner: NGUYEN, Hanh N.	United States Patent Office Facsimile Centre	Alexandria, VA	1.571-273-8300

Re: Serial No. 09/800,523
Inventors: Kim Roberts et al.
Title: SPECTRALLY INVISIBLE FRAMING OF HIGH ERROR RATE
DATA SIGNALS

Response to Office Action of August 30, 2005 attached.

Barristers and Solicitors
Patent and Trade-Mark Agents

45 O'Connor Street
Suite 1700
Ottawa, Ontario
Canada K1P 1A4

Telephone (613) 230-6072
Fax (613) 230-6706
ogilvyrenault.com

Continuing the practices of
Melissa Demers
Ogilvy Renault
Swabey Ogilvy Renault

NOV 03 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/800,523	
	Filing Date	03/08/2001	
	First Named Inventor	Kim B. Roberts	
	Art Unit	2662	
	Examiner Name	NGUYEN, Hanh N.	
Total Number of Pages in This Submission	15	Attorney Docket Number	9-13528-128US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	OGILVY RENAULT LLP		
Signature	<i>K. Daniels</i>		
Printed name	Kent Daniels		
Date	November 3, 2005	Reg. No.	44,206

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>K. Daniels</i>		
Typed or printed name	Kent Daniels	Date	November 3, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

NOV 03 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Kim Roberts et al.

Serial No: 09/800,523

Filed: 08/03/2001

For: Spectrally Invisible Framing Of High Error Rate Data Signals

Attorney Docket No.
9-13528-128US

Group Art Unit: 2662

Examiner: NGUYEN, Hanh N.

MAIL STOP AMENDMENT

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA
22313-1450 U.S.A.

Sir:

AMENDMENT UNDER 37 C.F.R § 1.116

In response to the Final Office Action mailed August 30, 2005, the non-extended period for response being November 30, 2005, please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.